

MEMORANDUM DM 99-03

DATE: February 26, 1999

TO: All Coal Mine Operators

FROM: Frank A. Linkous
Chief, Division of Mines

SUBJECT: Required Submittal of Annual Affidavits to the Department of Mines,
Minerals and Energy

Recently, the Department was made aware that there has been some confusion concerning the timetable for the submittal of annual reports and, in particular, affidavits required under Section 45.1-161.62 of the Coal Mine Safety Laws of Virginia. The purpose of this memorandum is to provide clarification of these reporting requirements.

In 1996, the Coal Mine Safety Laws of Virginia were amended to allow for mine license renewal based on the anniversary date of the original license. However, annual report requirements under Section 45.1-161.62 of the Laws were unaffected by this amendment. With regard to the affidavits required under this Section, the Department was made aware that companies were requesting the affidavits from county Commissioners of Revenue and Treasurers throughout the year as individual mine licenses were being renewed. These affidavits need only be obtained in time to be mailed or hand-delivered to the Department by February 15th of each year, as noted below.

The following reports continue to be due by February 15th of each year:

- **Form DMCM-2 Coal Mining Schedule:** Required under Section 45.1-161.62 A., this form is used to report the names of the operator, any agent, and their officers, of the mine; quantity of the coal mined; and other such information, not of a private nature, as may be required by the Department.
- **Affidavits:** In accordance with Section 45.1-161.62 C, all coal mine operators must secure affidavits from the Commissioner of Revenue and the Treasurer of the locality in which the mining operations are conducted. These affidavits must state that all applicable taxes have been paid.

pm

pm